IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 27359 of 2007(F)

AGAINST THE ORDER IN EP 721/05 IN
OS.1674/2004 of PRL.M.C.,IRINJALAKUDA

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PETITIONER:

RAVEENDRAN,S/O.AREEKKARA KUNJAYYAPPAN,
EDAKKULAM DESAM,POOMANGALAM VILLAGE,
MUKUNDAPURAM TALUK.

BY ADV. SRI.V.BINOY RAM

RESPONDENT:

KUDUMBASREE CHIT FUNDS (P) LTD,
KALLETTUMKARA,REP.BY MANAGING DIRECTOR,
T.V.THOMAS,S/O. THULUVATH VAREED.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.Krishnan, J.

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W.P(C).No.27359 of 2007

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Dated this the 14th day of September, 2007.

JUDGMENT

This Writ Petition is filed by the first judgment debtor against the issuance of arrest warrant in execution of the decree in O.S.No.1674 of 2004. The learned counsel for the writ petitioner submits that the court below should have granted him instalment facilities to wipe off the liability. The impugned order seems to be a second order for issuance of arrest as there was obstruction on the part of the judgment debtor. He had paid an amount of Rs.1,000/- on 29.6.2006. In order to enable the writ petitioner to wipe off the liability, I am inclined to grant six weeks time and direct the court below not to execute the warrant of arrest till the expiry of six weeks from today. If the amount is not paid within that time, the court shall proceed with the execution of the warrant of arrest in accordance with law.

Writ Petition is disposed of accordingly.

M.N.Krishnan,
Judge.

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